

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

## **PRELIMINARY ORDER OF FORFEITURE**

This Court finds that on April 4, 2012, defendant ERICK TALLEY pled guilty to a Criminal Indictment, charging him with Felon in Possession of a Firearm in violation of Title 18, United States Code, Section 922(g). Docket #1.

This Court finds defendant ERICK TALLEY agreed to the forfeiture of the property set forth in Forfeiture Allegation of the Criminal Indictment and agreed to in the Plea Memorandum. #1, 24, #25.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), that the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegation of the Criminal Indictment and the offense to which defendant ERICK TALLEY pled guilty.

The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c):

- a. a Ruger P95, 9mm handgun, serial number 317-42599; and
- b. any and all ammunition (“property”).

1        This Court finds the United States of America is now entitled to, and should, reduce the  
2 aforementioned property to the possession of the United States of America.

3        NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the  
4 United States of America should seize the aforementioned property.

5        IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of  
6 ERICK TALLEY in the aforementioned property is forfeited and is vested in the United States of  
7 America and shall be safely held by the United States of America until further order of the Court.

8        IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America  
9 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture  
10 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state  
11 the time under the applicable statute when a petition contesting the forfeiture must be filed, and state  
12 the name and contact information for the government attorney to be served with the petition,  
13 pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

14        IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed  
15 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

16        IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,  
17 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the  
18 following address at the time of filing:

19              Michael A. Humphreys  
20              Assistant United States Attorney  
21              Daniel D. Hollingsworth  
22              Assistant United States Attorney  
23              Lloyd D. George United States Courthouse  
24              333 Las Vegas Boulevard South, Suite 5000  
25              Las Vegas, Nevada 89101.

26        IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein  
...  
need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency

1 following publication of notice of seizure and intent to administratively forfeit the above-described  
2 property.

3 DATED April 24, 2012.

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6 UNITED STATES DISTRICT JUDGE

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## PROOF OF SERVICE

I, Elizabeth Baechler-Warren, Forfeiture Support Associate Paralegal, certify that the following individual was served with a copy of the foregoing on April 23, 2012, by the below identified method of service:

CM/ECF:

William S Skupa

William S. Skupa

600 S. Seventh St.

Las Vegas, NV 89101

Email: wsslaw@aol.com

Counsel for Defendant Erick Talley

/s/ Elizabeth Baechler-Warren

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Elizabeth Baechler-Warren

## Forfeiture Support Associate Paralegal